



IFW

PTO/SB/21 (02-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

3

Application Number

10/762,901

Filing Date

01/22/2004

First Named Inventor

Pikulski

Art Unit

1725

Examiner Name

Jonathan J. Johnson

Attorney Docket Number

HRL/007-03

ENCLOSURES (Check all that apply)

- | | | |
|--|---|---|
| <input type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> After Allowance communication to Technology Center (TC) |
| <input type="checkbox"/> Fee Attached | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input checked="" type="checkbox"/> Amendment/Reply | <input type="checkbox"/> Petition | <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Proprietary Information |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Power of Attorney, Revocation | <input type="checkbox"/> Status Letter |
| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Change of Correspondence Address | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Terminal Disclaimer | |
| <input type="checkbox"/> Information Disclosure Statement | <input type="checkbox"/> Request for Refund | |
| <input type="checkbox"/> Certified Copy of Priority Document(s) | <input type="checkbox"/> CD, Number of CD(s) _____ | |
| <input type="checkbox"/> Response to Missing Parts/Incomplete Application | Remarks | |
| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | Postcards (2) | |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name
Christopher R. Balzan

Signature

Christopher R. Balzan

Date

October 7, 2005

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name

Christopher R. Balzan

Signature

Christopher R. Balzan

Date

October 7, 2005

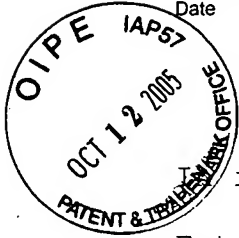
This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

CERTIFICATE OF MAILING

I hereby certify that this paper and every paper referred to therein as being enclosed is being deposited with the U.S. Postal Service as first class mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 07, 2005 (Date of Deposit)
Date 10/07/05 Name Christopher B. [Signature]

Atty. Dkt.: HRL/010-03



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application of: Pikulski)
Entitled: MICROPARTICLE LOADED) Group Art Unit: 1725
SOLDER PREFORM ALLOWING BOND SITE) Examiner: Jonathan J.
CONTROL OF DEVICE SPACING AT) Johnson
MICRON, SUBMICRON, AND)
NANOSTRUCTURE SCALE)
Serial No.: 10/762,901)
Filing Date: January 22, 2004)

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Restriction Requirement issued in the Office Action dated September 07, 2005, Applicant hereby provisionally elects Group I, species Ia, with traverse, on the grounds that the search and examination of the entire application can be made without undue burden.

As stated by the Examiner, "the Group I and Group II are related as process of making and product made." The Examiner does not establish that a search for Group I would necessitate a new search for Group II.

"If the search and examination of the entire application can be made without undue burden, the Examiner must examine it on the merits, even though it includes claims to independent or distinct inventions." MPEP 803.

merits, even though it includes claims to independent or distinct inventions." MPEP 803.

Therefore, reconsideration of the Restriction Requirement is respectfully requested.

Dated: October 7, 2005

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Christopher R. Balzan", written over a horizontal line.

Christopher R. Balzan
Attorney for Applicant
Reg. No.: 40,901

AAGAARD & BALZAN, LLP
674 County Square Drive, Suite 105
Ventura, CA 93003
(805) 658-1945 phone
(805) 654-9984 fax